



3 Rec'd PTO 23 MAR 2006

EXPRESS MAIL NO.: EV 452 777 048 US

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: KIM, Hyoung Gon *et al.*

Confirmation No.: 6243

Application No.: 10/532,658

Group Art Unit: To Be Assigned

Filed: December 8, 2005

Examiner: To Be Assigned

For: IMAGE PROCESSING METHOD  
FOR REMOVING GLASSES FROM  
COVER FACIAL IMAGES

Attorney Docket No.: 8111-057-999

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A Notification of Defective Response, dated March 3, 2006, in connection with the above-identified application alleges that the Response to the Notification of Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US) filed on December 8, 2005, ("Response") was defective because a surcharge of \$65.00 was not received. Applicants respectfully disagree. Applicants do not believe that the Response was defective, because Applicants had not only authorized the Patent Office to apply a previous overpayment of \$180.00 to the \$65.00 surcharge, but had also authorized the Patent Office to charge any required fees to Deposit Account No. 50-3013. In particular, the Response stated the following:

The surcharge required to be filed with the accompanying Declaration under 37 C.F.R. § 1.492(h) has been estimated to be \$65.00 (small entity). The [Notification of Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US)] has indicated that a previous payment of \$180.00 will be applied to the surcharge, therefore no fee is believed due with this response. However, if additional fees are required, please charge any such fees to Deposit Account No. 50-3013.

(Please see enclosed copy of the Response.)

03/29/2006 MKAYPAGH 00000127 503013 10532658

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65.00 DA Given that Applicants had clearly authorized the payment of the \$65.00 surcharge in the Response, Applicants believe that the Notification of Defective Response is in error. Accordingly, Applicants respectfully request that the Notification of Defective

Response be withdrawn. Additionally, Applicants respectfully request that the Patent Office complies with the instructions contained in the Response filed on December 8, 2005.

Furthermore, Applicants do not believe any extension fees under 37 C.F.R. § 1.136(a) are due with this response to the Notification of Defective Response, since the Response was filed on December 8, 2005, which falls within two months of the mailing date of the Notification of Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US).

Respectfully submitted,

By: *Sandra D. M. Brown*

for: *Anthony M. Insogna*

Date: March 23, 2006

By: Sandra D. M. Brown (Reg. No. 52,663)

For: Anthony M. Insogna (Reg. No. 35,203)

Yeah-Sil Moon (Reg. No. 52,042)

JONES DAY

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(212) 326-3939



EXPRESS MAIL NO.: EV 475 141 847 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Hyoung Gon KIM *et al.*

Confirmation No.: 6243

Application No.: 10/532,658

Group Art Unit: To Be Assigned

Filed: April 25, 2005

Examiner: To Be Assigned

For: IMAGE PROCESSING METHOD FOR  
REMOVING GLASSES FROM COVER FACIAL  
IMAGES

Attorney Docket No.: 8111-057-999

**RESPONSE TO NOTICE OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN  
THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to a Notification of missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US) ("Notice"), dated November 4, 2005, in connection with the above-identified application, Applicants submit herewith (a) a Declaration for the application executed by inventors Hyoung Gon Kim, Sang Chul Ahn and You Hwa Oh on April 20, 2005; (b) a Power of Attorney by Assignee executed by Kyeong Nam Min, Patent Manager of the Korea Institute of Science and Technology, on April 20, 2005; and (c) a copy of the Notice.


An Assignment by each of the inventors to the Korea Institute of Science and Technology, a copy of which is attached, is submitted for recordation on even date herewith.

The surcharge required to be filed with the accompanying Declaration under 37 C.F.R. § 1.492(h) has been estimated to be \$65.00 (small entity). The Notice has indicated that a previous payment of \$180.00 will be applied to the surcharge, therefore no

fee is believed due with this response. However, if additional fees are required, please charge any such fees to Deposit Account No. 50-3013. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: December 8, 2005

  
By: Yeah-Sil Moon (Reg. No. 52,042)  
For: Anthony M. Insogna (Reg. No. 35,203)  
JONES DAY  
222 East 41<sup>st</sup> Street  
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/532,658	FIRST NAMED APPLICANT Hyoung Gon Kim	ATTY. DOCKET NO. 8111-057-999
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INTERNATIONAL APPLICATION NO.

PCT/KR03/00927

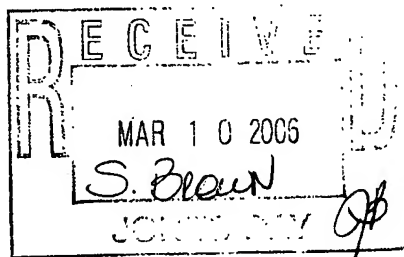
IA FILING DATE

05/10/2003

PRIORITY DATE

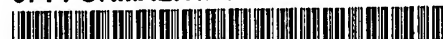
10/31/2002

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 NEW YORK, NY 10017



CONFIRMATION NO. 6243

371 FORMALITIES LETTER



\*OC000000018153093\*

Date Mailed: 03/03/2006

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 04/25/2005
- Copy of the International Search Report filed on 04/25/2005
- Oath or Declaration filed on 12/08/2005
- Request for Immediate Examination filed on 04/25/2005
- U.S. Basic National Fees filed on 04/25/2005
- Assignment filed on 12/08/2005
- Priority Documents filed on 04/25/2005
- Power of Attorney filed on 12/08/2005
- Specification filed on 04/25/2005
- Claims filed on 04/25/2005
- Drawings filed on 04/25/2005

*Oath/Occ/Fee due  
 3-4-06. (2 ext avail).*

Applicant's response filed 12/08/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 11/04/2005 have not been completed.

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 was not received.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$-115 for a Small Entity:

- \$65 Surcharge.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

(A previous payment of \$180 will be applied to the additional fees indicated above.)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/532,658	PCT/KR03/00927	8111-057-999